

✓ Conner, J. [Signature]

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(Of counsel)

Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
INVESTMENT ADVISORY GROUP, LLC,
an Illinois Limited Liability Company,

Plaintiff,

-against-

JEFFERY ASSET MANAGEMENT, LLC,
a New York Limited Liability Company,

Defendant.
-----X

Civil Action No.: 08 CV 02167 (mc)

ECF CASE

**STIPULATION AND
ORDER OF DISCONTINUANCE**

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the parties herein, that the above captioned proceeding is dismissed with prejudice and without costs or attorneys fees as against any party; and

IT IS FURTHER STIPULATED AND AGREED that the parties shall comply with the signed Settlement Agreement dated April 18, 2008 ("Settlement Agreement"). By consent of the parties, the Court shall retain jurisdiction for the purpose of enforcing the terms of the


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Settlement Agreement. Further, the case is dismissed with leave to reinstate for the purpose of enforcing the Settlement Agreement.

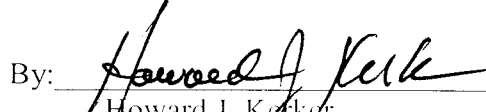
Dated: April 30, 2008

STEWART OCCHIPINTI, LLP

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Attorneys for Plaintiff


HOWARD J. KERKER, PC

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Attorneys for Defendant

✓ Dated: White Plains, NY
July 9, 2008

✓ SO ORDERED:


Honorable William C. Conner
United States District Court Judge



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Civil Action No.: 08 CV 02167

**CERTIFICATION OF
SERVICE**

CHARLES A. STEWART, III, an attorney admitted to practice in the United States District Court for the Southern District of New York, certifies, pursuant to 28 U.S.C. § 1746, under penalty of perjury, that I am not a party to this action and am over eighteen years of age and that on May 7, 2008, I served the attached Stipulation and Order of Discontinuance, upon all counsel of record in this action by mailing true copies of the same via First Class Mail to the addresses listed below.

Dated: New York, New York
May 8, 2008


CHARLES A. STEWART, III (CS-7099)

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